

THE LANE LAW FIRM, PLLC
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PROPOSED COUNSEL FOR DEBTOR

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE NORTHERN DISTRICT OF TEXAS
DALLAS DIVISION**

**IN RE: §
FREDRICK LEE PRESS PLUMBING, LLC §
DEBTOR § BANKRUPTCY CASE NO. 23-32662**

MOTION FOR AUTHORITY TO USE CASH COLLATERAL

NO HEARING WILL BE CONDUCTED ON THIS MOTION UNLESS A WRITTEN OBJECTION OR REQUEST FOR HEARING IS FILED WITH THE UNITED STATES BANKRUPTCY CLERK, 1100 COMMERCE STREET, ROOM 1254, DALLAS, TEXAS 75242-1496, WITHIN TWENTY-ONE (21) DAYS FROM THE DATE OF THE FILING OF THIS MOTION, UNLESS THE COURT, SUA SPONTE, OR UPON TIMELY APPLICATION OF A PARTY IN INTEREST, SHORTENS OR EXTENDS THE TIME FOR FILING SUCH OBJECTION OR REQUEST FOR HEARING.

IF NO OBJECTION OR REQUEST FOR HEARING IS TIMELY FILED, THE MOTION SHALL BE DEEMED TO BE UNOPPOSED AND THE COURT MAY ENTER AN ORDER GRANTING THE RELIEF SOUGHT. THE COURT RESERVES THE RIGHT TO SET ANY MATTER FOR HEARING.

TO THE HONORABLE UNITED STATES BANKRUPTCY JUDGE:

COMES NOW, Fredrick Lee Press Plumbing, LLC ("Debtor") and files this Motion for Authority to Use of Cash Collateral pursuant to 11 U.S.C. § 363. The Debtor presents this Application and respectfully represents the following:

1. On November 14, 2023 ("Petition Date"), the Debtor filed a voluntary petition for relief under Chapter 11 of Title 11 of the United States Code, 11 U.S.C. §§ 101-1532

("Bankruptcy Code") and is now operating its business as a Debtor-In-Possession.

2. The Debtor continues to manage and operate its retail and commercial repair and service plumbing business as Debtor-In-Possession pursuant to §§1107 and 1108 of the Bankruptcy Code.

3. A search in the Texas Secretary of State shows that allegedly secured positions are held by Fundation Group LLC (Factor), US Small Business Administration, Global Merchant Cash Inc, Newtek Small Business Finance, LLC, BizFund, Blue Ribbon, Fox Capital, Knightsbridge, Samson Funding, Samson Group and Swift Funding Source. (See Exhibit "B" for full list).

4. The loans are allegedly secured by a blanket lien on all accounts and property of the Debtors' businesses, pursuant to the filed UCC liens that have been filed. At this early stage, it is unclear as to whether these agreements are secured and/or comply with Texas or other state usury laws, but for the purposes of this motion only, Debtor is acknowledging their UCC filings.

5. The Debtor depends on the use of cash collateral for contract services, payroll and general operating expenses. Revenue is generated through the Debtor's retail and commercial repair and service plumbing business.

6. It is critical to the operation of the Debtor's business, and to its reorganization efforts, that it be permitted to pay these expenses using cash collateral. The Debtor produces revenue from its inspection business and would use such revenue to pay the budgeted expenses. Moreover, such revenue will be deposited by Debtor in its DIP operating account pending entry of an order allowing use of cash collateral or consent by lien holders.

7. Attached as Exhibit A is a 14- and 30-day budget for the Debtor, showing projected income and expenses. The amounts listed are reasonable and good faith estimations of what the Debtor needs to spend each month to continue the operations of its business and

reorganize.

8. In addition to Exhibit A, the following Exhibit is also attached:

Exhibit B UCC Lien Search

9. Debtor requests authority to use the cash collateral for expenses set forth on Exhibit "A" and any other unforeseeable expenses that may arise and pose a threat to the Debtor's continued operations. Specifically, the Debtor requests authority to use the cash collateral to pay up to 110% of each expense in Exhibit A, so long as the total of cash collateral spent during the month does not exceed by more than 5% of that month's total in Exhibit A.

10. This "First Day Motion" is being filed alongside with the Voluntary Petition under the Court's Standing Order on First Day Motions in Chapter 11 cases.

WHEREFORE, PREMISES CONSIDERED, the Debtor requests this matter be set for hearing and that upon hearing, the Court will enter an Interim Order authorizing the Debtor's use of the cash collateral in the amounts set forth in Exhibit "A" and for such other and further relief as the Debtor may show itself justly entitled.

Respectfully submitted,

THE LANE LAW FIRM, PLLC

/s/Robert C. Lane

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PROPOSED COUNSEL FOR DEBTOR

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the Debtor's Motion for Authority to Use Cash Collateral was served upon the US Trustee and to the parties listed on the service list below and the attached mailing matrix either via electronic notice by the court's ECF noticing system or by United States first class mail, postage prepaid, and by electronic mail as listed below on November 14, 2023:

Debtor:

Fredrick Lee Press Plumbing, LLC
9056 FM 1641
Terrell, Texas 75160

US Trustee:

Office of the U.S. Trustee:
1100 Commerce Street
Room 976
Dallas, TX 75242

Parties Requesting Notice

ustpreion06.da.ecf@usdoj.gov

Electronic Mail Notification:

underwriting@foxbusinessfunding.com

reconciliations@samsonfunding.com

info@blueribbonfunds.com

Reconciliations@blueribbonfunds.com

customerservice@approvalandreconciliation.com – Samson Group

subs@knightsbridgefunding.com

bankruptcy@swiftcapital.com

lrocklin@npmlaw.com – Blue Ribbon Attorney

mike@zahavassetmgmt.com

collections@evlawpllc.com – Attorney for Swift Funding Source Inc.

ari@bblawpllc.com – Attorney for Samson MCA

info@wallfunding.com – Global Merchant Cash Inc

brian@bizfund.com

dawn.theiss@usdoj.gov

lfadini@newtekone.com

info@foundation.com

/s/ Robert “Chip” Lane
Robert “Chip” Lane

Label Matrix for local noticing

0539-3

Case 23-32662-mvl11

Northern District of Texas

Dallas

Tue Nov 14 13:44:20 CST 2023

U.S. Attorney General

Department of Justice

Washington, DC 20001

Fredrick Lee Press Plumbing, LLC
9056 FM 1641

Terrell, TX 75160-7366

1100 Commerce Street

Room 1254

Dallas, TX 75242-1305

U.S. Attorney

1100 Commerce, 3rd Floor

Dallas, TX 75242-1074

Berkovitch & Bouskila, PLLC

1545 US 202 Suite 101

Pomona, NY 10970-2951

Bizfund LLC

2371 Mcdonald Ave 2nd Fl

Brooklyn, NY 11223-4738

Blue Ribbon Funding

1317 Edgewater Drive Suite 1845

Orlando, FL 32804-6350

Brandy Press-Smith

9056 FM 1641

Terrell, TX 75160-7366

Ershowsky Verstandig

290 Central Avenue Suite 109

Lawrence, NY 11559-8507

(p)FORD MOTOR CREDIT COMPANY

P O BOX 62180

COLORADO SPRINGS CO 80962-2180

Fox Capital Group, Inc.

803 S 21st Avenue

Hollywood, FL 33020-6962

Fredrick Lee Press

9056 FM 1641

Terrell, TX 75160-7366

Fundation Group LLC

11501 Sunset Hills Road Suite 100

Reston, VA 20190-6700

Global Merchant Cash Inc.

640 Beavers Street 415

New York, NY 10004

Knightsbridge Funding LLC

40 Wall Street Suite 2903

New York, NY 10005-1304

Mercedes Benz Financial

PO Box 685

Roanoke, TX 76262-0685

Nathaniel Smith

9056 FM 1641

Terrell, TX 75160-7366

Neubert, Pepe & Monteith, P.C.

195 Church Street, 13th Floor

New Haven, CT 06510-4011

Newtek Small Business Finance

1981 Marcus Ave Suite 130

New Hyde Park, NY 11042-1046

Samson Funding

17 State Street, 6th Floor Suite 630

New York, NY 10004-1749

Samson Group

400 Rella Blvd Suite 165-101

Suffern, NY 10901-4241

Swift Funding Source Inc

2474 McDonald Ave

Brooklyn, NY 11223-5233

The Lane Law Firm

6200 Savoy Dr Ste 1150

Houston, TX 77036-3369

U.S. Small Business Administration

Loan Servicing Center

2120 Riverfront Drive Suite 100

Little Rock, AR 72202-1794

United States Trustee

1100 Commerce Street

Room 976

Dallas, TX 75242-0996

Zahav Asset Management LLC

234 Cedarhurst Ave. Apt. 21B

Cedarhurst, NY 11516-1608

Robert Lane

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Houston, TX 77036-3369

The preferred mailing address (p) above has been substituted for the following entity/entities as so specified by said entity/entities in a Notice of Address filed pursuant to 11 U.S.C. 342(f) and Fed.R.Bank.P. 2002 (g) (4).

Ford Motor Credit Company LLC
c/o National Bankruptcy Service Center
PO Box 62180
Colorado Springs, CO 80962

The following recipients may be/have been bypassed for notice due to an undeliverable (u) or duplicate (d) address.

(d) Fredrick Lee Press Plumbing, LLC	End of Label Matrix	
9056 FM 1641	Mailable recipients	27
Terrell, TX 75160-7366	Bypassed recipients	1
	Total	28